

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

**DONNA CURLING, ET AL.,  
Plaintiffs,**

**v.**

**BRAD RAFFENSPERGER, ET AL.,  
Defendants.**

**Civil Action No. 1:17-CV-2989-AT**

**CURLING PLAINTIFFS' INITIAL DISCLOSURES**

(1) State precisely the classification of the cause of action being filed, a brief factual outline of the case including plaintiff's contentions as to what defendant did or failed to do, and a succinct statement of the legal issues in the case.

Plaintiffs seek to enjoin the State of Georgia from using unsecure voting machines and systems in the state in violation of law and Plaintiffs' constitutional rights.

(2) Describe in detail all statutes, codes, regulations, legal principles, standards and customs or usages, and illustrative case law which plaintiff contends are applicable to this action.

U.S. Const. amend. XIV, §2; 42 U.S.C. § 1983; Ga. Const. Art. II § Par. 1; O.C.G.A. §§ 9-6-20; 10-1-911; 10-1-912; 21-2-281; 21-2-334; 21-2-366; 21-2-379.1-.12; Ga. Comp. R. & Regs. 183-1-12-.02(7)(a); Ga. Comp. R. & Regs. 590-8-1-.01(a)(3). For illustrative case law, Curling Plaintiffs point to that cited and discussed in their opposition to Defendants' motion to dismiss, the briefing on their two motions for preliminary injunction, and their opposition to State Defendants' appeal to the Eleventh Circuit as well as to the orders of the District Court and the Eleventh Circuit on the corresponding motions and appeal.

(3) Provide the name and, if known, the address and telephone number of each individual likely to have discoverable information that you may use to support your claims or defenses, unless solely for impeachment, identifying the subjects of the information.

(Attach witness list to Initial Disclosures as Attachment A.)

Please see Attachment A.

(4) Provide the name of any person who may be used at trial to present evidence under Rules 702, 703, or 705 of the Federal Rules of Evidence. For all experts described in Fed.R.Civ.P. 26(a)(2)(B), provide a separate written report satisfying the provisions of that rule. (Attach expert witness list and written reports to Responses to Initial Disclosures as Attachment B.)

Curling Plaintiffs will identify experts and provide the required corresponding disclosures at the appropriate time in accordance with the Scheduling Order entered in this case. For now, Curling Plaintiffs identify J. Alex Halderman and point to his declarations already submitted in this case and his live testimony at the hearing before the Court on September 12, 2018. Curling Plaintiffs reserve the right to offer additional testimony on further topics from Dr. Halderman and other experts.

(5) Provide a copy of, or a description by category and location of, all documents, data compilations or other electronically stored information, and tangible things in your possession, custody, or control that you may use to support your claims or defenses unless solely for impeachment, identifying the subjects of the information. (Attach document list and descriptions to Initial Disclosures as Attachment C.)

Curling Plaintiffs have not yet completed their investigation of the facts underlying this lawsuit and have barely commenced discovery. Therefore, Curling Plaintiffs' disclosures are based solely on the information reasonably available at the present time and are submitted without prejudice to Curling Plaintiffs' right to supplement this disclosure and present additional evidence in any filing or proceeding, including but not limited to trial. Curling Plaintiffs reserve the right to disclose additional information or to supplement these disclosures as newly-discovered information becomes available.

Curling Plaintiffs have not identified any relevant documents, data compilations or other electronically stored information, or tangible things in Plaintiffs' possession, custody, or control given the claims and defenses in this case focus on Defendants' conduct.

(6) In the space provided below, provide a computation of any category of damages claimed by you. In addition, include a copy of, or describe by category and location of, the documents or other evidentiary material, not privileged or protected from disclosure, on which such computation is based, including materials bearing on the nature and extent of injuries suffered, making such documents or evidentiary material available for inspection and copying as under Fed.R.Civ.P. 34. (Attach any copies and descriptions to Initial Disclosures as Attachment D.)

Curling Plaintiffs seek no monetary damages, but reserve the right to seek fees and costs, which will be calculated at the appropriate time based on work performed as of that time.

(7) Attach for inspection and copying as under Fed.R.Civ.P. 34 any insurance agreement under which any person carrying on an insurance business may be liable to satisfy part or all of a judgment which may be entered in this action or to indemnify or reimburse for payments made to satisfy the judgment. (Attach copy of insurance agreement to Initial Disclosures as Attachment E.)

Curling Plaintiffs are not aware of any such insurance agreement.

(8) Disclose the full name, address, and telephone number of all persons or legal entities who have a subrogation interest in the cause of action set forth in plaintiffs cause of action and state the basis and extent of such interest.

Curling Plaintiffs are not aware of any person with subrogation interest in this matter.

## **Curling Plaintiffs – Attachment A**

### **I. PRELIMINARY STATEMENT**

Curling Plaintiffs have not yet completed their investigation of the facts underlying this lawsuit and has barely commenced discovery. Therefore, Curling Plaintiffs' disclosures are based solely on the information reasonably available at the present time and are submitted without prejudice to Curling Plaintiffs' right to supplement this disclosure and present additional evidence in any filing or proceeding, including but not limited to trial. Curling Plaintiffs reserve the right to disclose additional information or to supplement these disclosures as newly-discovered information becomes available.

### **II. INDIVIDUALS LIKELY TO HAVE DISCOVERABLE INFORMATION**

<b>Name and Contact Information</b>	<b>Subject of Information</b>
<b>Donna Adams Curling</b> Contact through counsel	Experience voting in Georgia elections.
<b>Donna Diane Price</b> Contact through counsel	Experience voting in Georgia elections.
<b>Jeffrey Schoenberg</b> Contact through counsel	Experience voting in Georgia elections.
<b>Rebecca Wilson</b> Contact through counsel	Election security and administration and feasibility of paper ballots.
<b>Lowell Finley</b> Contact through counsel	Election security and administration and feasibility of paper ballots.
<b>Richard Barron</b>	Election security and administration and feasibility of paper ballots.
<b>Chris Harvey</b>	Election security and administration and feasibility of paper ballots.
<b>Brian Kemp</b>	Election security and administration and feasibility of paper ballots.
<b>Brad Raffensperger</b>	Election security and administration and feasibility of paper ballots.

<b>Jordan Fuchs</b>	Election security and administration and feasibility of paper ballots.
<b>Merritt Beaver</b>	Election security and administration and feasibility of paper ballots.
<b>Merle King</b>	Election security and administration and spoliation.
<b>Stephen Gay</b>	Election security and administration and spoliation.
<b>Andrew Green</b>	Election security and administration and spoliation.
<b>Michael Barnes</b>	Election security and administration, feasibility of paper ballots, and spoliation.
<b>Chris Gaddis</b>	Election security and administration and feasibility of paper ballots.
<b>SAFE Commission Members</b>	
<b>Wenke Lee</b>	Election security and feasibility of paper ballots.
<b>Vincent Russo</b>	Election security and feasibility of paper ballots.
<b>Michael Jablonski</b>	Election security and feasibility of paper ballots.
<b>H. Maxine Daniels</b>	Election security and feasibility of paper ballots.
<b>Cynthia Welch</b>	Election security and feasibility of paper ballots.
<b>Amy Howell</b>	Election security, voter accessibility, and feasibility of paper ballots.
<b>Barry A. Fleming</b>	Election security and feasibility of paper ballots.